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OFFICE OF PETITIONS

In re Application of :
Engelland, et al. : DECISION ON PETITION
Application No. 10/776,303 :
Filed: February 10, 2004 :
Atty. Dkt. No.: 758.1505USI1 :

This decision is in response on the "REQUEST FOR CORRECTED FILING RECEIPT," filed May 24, 2004. This request is being treated under 37 CFR 1.10(c) to accord the above-identified application a filing date of February 10, 2004.

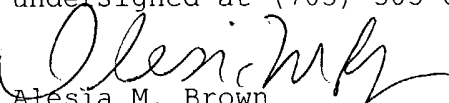
Petitioner alleges that the application was deposited in Express Mail service February 10, 2004. As supporting evidence, petitioner has provided a copy of an Express Mail label bearing tracking number EL976593878US (the same Express Mail number found on the application transmittal letter accompanying the original application papers located in the official file) and a "date-in" of February 9, 2004¹. A review of the USPS "Track & Confirm" database, copy attached herewith, indicates that a package bearing Express Mail, label No. EL976593878US was accepted by the USPS on February 10, 2004 and delivered to the United States Patent and Trademark Office on February 12, 2004.

In view of the above, the petition under 37 CFR 1.10(c) to accord the above-identified application a filing date of February 10, 2004 is hereby **GRANTED**.

No fee is due in connection with this petition.

This application is being forwarded to the Office of Initial Patent Examination for further processing with a filing date of February 10, 2004.

Telephone inquiries regarding this decision should be directed to the undersigned at (703) 305-0310.


Alesia M. Brown
Senior Petitions Attorney
Office of Petitions

Attachment: Copy of USPS Track/Confirm Printout

¹ The label also bears a stamped receipt date of February 10, 2004.